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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/797,223

03/10/2004

Nicholas James Adams

TS5581 (US)

4123

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EXAMINER

SINGH, PREM C

ART UNIT

PAPER NUMBER

1797

MAIL DATE

DELIVERY MODE

09/29/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte NICHOLAS JAMES ADAMS

Application No. 10/797,223
Technology Center 1700

Mailed: September 29, 2008

Before KRISTA ZELE, *Deputy Chief Appeals Administrator*
ZELE, *Deputy Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL

This application was electronically received at the Board of Patent Appeals and Interferences on June 19, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

Application No. 10/797,223

INFORMATION DISCLOSURE STATEMENT

Appellant filed an Information Disclosure Statement (IDS) dated June 1, 2004. While it appears the Examiner may have considered at least some of the references cited on the above Information Disclosure Statement, there is at least one reference (i.e., International Search Report of May 17 2004) that has not been initialed or crossed through and/or the Examiner's signature/initials have not been provided at the bottom of the PTO_1449. MPEP § 609 requires the Examiner to consider any Information Disclosure Statement filed by Applicant if timely submitted. A written communication notifying Appellant of the Examiner's consideration of the above Information Disclosure Statement is required.

Accordingly, it is ORDERED that the application is returned to the Examiner:

- 1) consider the Information Disclosure Statement filed June 1, 2004;
- 2) such further action as may be required.

KZ/tdl

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